S.B. Criminal Misc. Bail Application No.2460/2006

Date : 06.07.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. Gaurav Singh for the applicant.

Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

Learned counsel for the applicant submits that 'Opium' alleged to have been recovered from the accused-applicant is below commercial quantity and he has falsely been implicated in this case. He further submits that no investigation is required to be made from the accused-applicant and the trial will take long time, therefore, he may be enlarged on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me.

Taking into consideration the overall facts and circumstances of the present case, I think it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicant Nathu son of Virma Meena shall be released on bail in FIR No.62/2006 P.S. Sagwara, District Dunarpur, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.